

CLOSED

**United States District Court  
District of Massachusetts (Boston)  
CIVIL DOCKET FOR CASE #: 1:07-cv-11553-WGY**

Ouellette v. Department of Defense  
Assigned to: Judge William G. Young  
Cause: 05:552 Freedom of Information Act

Date Filed: 08/20/2007  
Date Terminated: 04/17/2008  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: Federal Question

**Plaintiff**

**Paul Albert Ouellette**

represented by **Paul Albert Ouellette**  
339 Washington Street  
Fall River, MA 02721  
617-605-1574  
PRO SE

V.

**Defendant**

**Department of Defense**

represented by **Rachael S. Rollins**  
United States Attorney's Office  
1 Courthouse Way  
Boston, MA 02210  
617-748-3398  
Fax: 617-748-3969  
Email: [rachael.rollins@usdoj.gov](mailto:rachael.rollins@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Department of the Army**

represented by **Rachael S. Rollins**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Department of the Navy**  
*Commandant of the Marine Corps*

represented by **Rachael S. Rollins**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Department of the Navy**  
*Chief of Naval Operations*

represented by **Rachael S. Rollins**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Department of the Air Force**

represented by **Rachael S. Rollins**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Department of Defense**  
*Inspector General*

represented by **Rachael S. Rollins**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant****Defense Intelligence Agency**

represented by **Rachael S. Rollins**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant****National Security Agency/Central Security Service**

represented by **Rachael S. Rollins**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant****Directorate for the Freedom of Information and Security Review**

represented by **Rachael S. Rollins**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
08/17/2007	<u>1</u>	COMPLAINT against Department of Defense, filed by Paul Albert Ouellette. (Attachments: # <u>1</u> civil cover and category sheets)(Gawlik, Cathy) (Entered: 08/21/2007)
08/17/2007	<u>2</u>	MOTION for Leave to Proceed in forma pauperis by Paul Albert Ouellette.(Gawlik, Cathy) (Entered: 08/21/2007)
08/17/2007		ELECTRONIC NOTICE of Case Assignment. Judge William G. Young assigned to case. If the trial Judge issues an Order of Reference of any matter in this case to a Magistrate Judge, the matter will be transmitted to Magistrate Judge Dein (Gawlik, Cathy) (Entered: 08/21/2007)
08/17/2007	<u>3</u>	Freedom of Information Act Request #1 dated 9/23/06, FILED. (Gawlik, Cathy) (Entered: 08/21/2007)
08/17/2007	<u>4</u>	Freedom of Information Act Request #2 dated 10/6/06, FILED. (Gawlik, Cathy) (Entered: 08/21/2007)
09/11/2007	<u>5</u>	Judge William G. Young : ORDER entered granting <u>2</u> Motion for Leave to Proceed in forma pauperis. The Clerk shall issue summons and the United States Marshal shall serve a copy of the summons, complaint, and this order upon defendant(s) as directed by plaintiff with all costs of service to be advanced by the United States. (PSSA, 3) (Entered: 09/11/2007)
09/11/2007		Summons Issued as to Department of Defense, and mailed to plaintiff with Local Rule 4.1, instruction for service on the United States, and forms and instructions for service by United States Marshal. (PSSA, 3) (Entered: 09/11/2007)
10/03/2007	<u>6</u>	AMENDED COMPLAINT against Department of the Army, Department of the Navy, Department of the Navy, Department of the Air Force, Department of Defense, Defense Intelligence Agency, National Security Agency/Central Security Service, Directorate for the Freedom of Information and Security Review, Department of Defense, filed by Paul Albert Ouellette.(Paine, Matthew) (Entered: 10/03/2007)
10/04/2007		Summons Reissued as to Department of the Army, Department of the Navy(Commandant of the Marine Corps), Department of the Navy(Chief of Naval Operations), Department of the Air Force, Department of Defense(Inspector General), Defense Intelligence Agency, National Security Agency/Central Security Service, Directorate for the Freedom of Information and Security Review, Department of Defense. (Paine, Matthew) (Entered: 10/04/2007)

12/05/2007		Summons Reissued as to U.S. Attorney and U.S. Attorney General. (Paine, Matthew) (Entered: 12/05/2007)
12/10/2007	<u>7</u>	US Marshal Process Receipt and Return for Summons and Complaint. United States Attorney served Delivered on December 7, 2007. (Paine, Matthew) (Entered: 12/11/2007)
12/17/2007	<u>8</u>	US Marshal Process Receipt and Return for Summons and Complaint. Defense Intelligence Agency served Delivered on December 10, 2007. (Paine, Matthew) (Entered: 12/17/2007)
12/17/2007	<u>9</u>	US Marshal Process Receipt and Return for Summons and Complaint. Attorney General of the United States served Delivered on December 10, 2007. (Paine, Matthew) (Entered: 12/17/2007)
12/17/2007	<u>10</u>	US Marshal Process Receipt and Return for Summons and Complaint. National Security Agency/Central Security Service served Delivered on December 10, 2007 (Paine, Matthew) (Entered: 12/17/2007)
12/18/2007	<u>11</u>	US Marshal Process Receipt and Return for Summons and Complaint. Department of the Air Force served Delivered on December 12, 2007. (Paine, Matthew) (Entered: 12/19/2007)
12/18/2007	<u>12</u>	US Marshal Process Receipt and Return for Summons and Complaint. Inspector General of the Department of Defense served Delivered on December 11, 2007. (Paine, Matthew) (Entered: 12/19/2007)
12/18/2007	<u>13</u>	US Marshal Process Receipt and Return for Summons and Complaint. Department of the Army – Freedom of Information and Privacy Office served Delivered on December 10, 2007 (Paine, Matthew) (Entered: 12/19/2007)
12/21/2007	<u>15</u>	MOTION for Extension of Time to Complete Service by Paul Albert Ouellette.(Paine, Matthew) (Entered: 01/02/2008)
12/26/2007	<u>14</u>	NOTICE of Appearance by Rachael S. Rollins on behalf of Department of the Army, Department of the Navy(Commandant of the Marine Corps), Department of the Navy(Chief of Naval Operations), Department of the Air Force, Department of Defense(Inspector General), Defense Intelligence Agency, National Security Agency/Central Security Service, Directorate for the Freedom of Information and Security Review, Department of Defense (Rollins, Rachael) (Entered: 12/26/2007)
01/04/2008		Judge William G. Young: Electronic ORDER entered "Motion allowed for a 30 day extension" re <u>15</u> MOTION for Extension of Time to Complete Service. (Paine, Matthew) (Entered: 01/04/2008)
01/08/2008	<u>16</u>	US Marshal Process Receipt and Return for Summons and Complaint. Department of Defense, Office of the Secretary of Defense served Delivered on December 12, 2007 (Paine, Matthew) (Entered: 01/08/2008)
01/09/2008	<u>17</u>	US Marshal Process Receipt and Return for Summons and Complaint. Department of the Navy Chief of Naval Operations served Delivered on December 10, 2007 (Paine, Matthew) (Entered: 01/10/2008)
01/09/2008	<u>18</u>	US Marshal Process Receipt and Return for Summons and Complaint. Department of the Navy Commandant of the Marine Corps served Delivered on December 10, 2007 (Paine, Matthew) (Entered: 01/10/2008)
01/09/2008	<u>19</u>	US Marshal Process Receipt and Return for Summons and Complaint. Directorate for Freedom of Information and Security Review served Delivered on December 10, 2007 (Paine, Matthew) (Entered: 01/10/2008)
02/04/2008	<u>20</u>	MOTION for Extension of Time to March 10, 2008 to Respond to the Complaint by Department of the Army, Department of the Navy(Commandant of the Marine Corps), Department of the Navy(Chief of Naval Operations), Department of the Air Force, Department of Defense(Inspector General), Defense Intelligence Agency, National Security Agency/Central Security Service, Directorate for the Freedom of Information and Security Review, Department of Defense.(Rollins, Rachael) (Entered: 02/04/2008)

02/05/2008		Judge William G. Young: Electronic ORDER entered granting re (13) Motion for Extension of Time in case 1:07-cv-11551-WGY and granting re (20) Motion for Extension of Time in case 1:07-cv-11553-WGY. Associated Cases: 1:07-cv-11551-WGY, 1:07-cv-11553-WGY(Paine, Matthew) (Entered: 02/05/2008)
03/10/2008	<u>21</u>	MOTION to Dismiss <i>Plaintiff's Complaint</i> by Department of Defense.(Rollins, Rachael) (Entered: 03/10/2008)
03/10/2008	<u>22</u>	MEMORANDUM in Support re <u>21</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of Defense. (Attachments: # <u>1</u> Exhibit A – Declaration of William T. Kammer, # <u>2</u> Exhibit A1, # <u>3</u> Exhibit A2, # <u>4</u> Exhibit A3, # <u>5</u> Exhibit A4, # <u>6</u> Exhibit A5, # <u>7</u> Exhibit A6, # <u>8</u> Exhibit A7, # <u>9</u> Exhibit A8)(Rollins, Rachael) (Entered: 03/10/2008)
03/10/2008	<u>23</u>	MOTION to Dismiss <i>Plaintiff's Complaint</i> by Department of the Navy(Chief of Naval Operations).(Rollins, Rachael) Modified on 3/24/2008 (Paine, Matthew). (Entered: 03/10/2008)
03/10/2008	<u>24</u>	MEMORANDUM in Support re <u>23</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of the Navy(Chief of Naval Operations). (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit A1, # <u>3</u> Exhibit A2, # <u>4</u> Exhibit A3, # <u>5</u> Exhibit A4, # <u>6</u> Exhibit A5)(Rollins, Rachael) Modified on 3/24/2008 (Paine, Matthew). (Entered: 03/10/2008)
03/10/2008	<u>25</u>	MOTION to Dismiss <i>Plaintiff's Complaint</i> by Department of the Army.(Rollins, Rachael) (Entered: 03/10/2008)
03/10/2008	<u>26</u>	MEMORANDUM in Support re <u>25</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of the Army. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit A1, # <u>3</u> Exhibit A2)(Rollins, Rachael) (Entered: 03/10/2008)
03/10/2008	<u>27</u>	MOTION for Extension of Time to April 10, 2008 to Respond to the Complaint (For Certain Defendants) by Department of the Navy(Commandant of the Marine Corps ), Department of the Air Force, Department of Defense(Inspector General), Defense Intelligence Agency, National Security Agency/Central Security Service, Directorate for the Freedom of Information and Security Review.(Rollins, Rachael) Modified on 3/24/2008 (Paine, Matthew). (Entered: 03/10/2008)
03/12/2008		Judge William G. Young: Electronic ORDER entered granting <u>27</u> MOTION for Extension of Time to April 10, 2008 to Respond to the Complaint (For Certain Defendants) by Department of the Navy(Commandant of the Marine Corps), Department of the Air Force, Department of Defense(Inspector General), Defense Intelligence Agency, National Security Agency/Central Security Service, Directorate for the Freedom of Information and Security Review. (Paine, Matthew) Modified on 3/24/2008 (Paine, Matthew). (Entered: 03/12/2008)
03/18/2008		ELECTRONIC NOTICE of Hearing on Motion <u>23</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> , <u>25</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> , <u>21</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> : Motion Hearing set for 4/15/2008 02:00 PM in Courtroom 18 before Judge William G. Young. Opposition to these motions is due by 3/24/08. Reply brief, if any is due by 4/2/08.(Smith, Bonnie) (Entered: 03/18/2008)
03/24/2008	<u>28</u>	Opposition re <u>23</u> MOTION to Dismiss Plaintiff's Complaint by Department of the Navy(Chief of Naval Operations) filed by Paul Albert Ouellette. (Attachments: # <u>1</u> Exhibit – Letter)(Paine, Matthew) Modified on 3/24/2008 (Paine, Matthew). (Entered: 03/24/2008)
04/02/2008	<u>29</u>	Response by Department of the Navy(Chief of Naval Operations) to <u>28</u> Opposition to Motion to Dismiss <i>Plaintiff's Complaint</i> . (Attachments: # <u>1</u> Exhibit 1)(Rollins, Rachael) (Entered: 04/02/2008)
04/10/2008	<u>30</u>	MOTION to Dismiss <i>Plaintiff's Complaint</i> by Defense Intelligence Agency.(Rollins, Rachael) (Entered: 04/10/2008)
04/10/2008	<u>31</u>	MEMORANDUM in Support re <u>30</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Defense Intelligence Agency. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit A1, # <u>3</u> Exhibit A2, # <u>4</u> Exhibit A3, # <u>5</u> Exhibit A4, # <u>6</u> Exhibit A6)(Rollins, Rachael)

		(Entered: 04/10/2008)
04/10/2008	<u>32</u>	MOTION to Dismiss <i>Plaintiff's Complaint</i> by Department of Defense(Inspector General).(Rollins, Rachael) (Entered: 04/10/2008)
04/10/2008	<u>33</u>	MEMORANDUM in Support re <u>32</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of Defense(Inspector General). (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 1A, # <u>3</u> Exhibit 1B, # <u>4</u> Exhibit 1C, # <u>5</u> Exhibit 1D, # <u>6</u> Exhibit 1E, # <u>7</u> Exhibit 1F, # <u>8</u> Exhibit 1G, # <u>9</u> Exhibit 1H, # <u>10</u> Exhibit 1I)(Rollins, Rachael) (Entered: 04/10/2008)
04/10/2008	<u>34</u>	MOTION to Dismiss <i>Plaintiff's Complaint</i> by National Security Agency/Central Security Service.(Rollins, Rachael) (Entered: 04/10/2008)
04/10/2008	<u>35</u>	MEMORANDUM in Support re <u>34</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by National Security Agency/Central Security Service. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit A1, # <u>3</u> Exhibit A2, # <u>4</u> Exhibit A3, # <u>5</u> Exhibit A4, # <u>6</u> Exhibit A5, # <u>7</u> Exhibit A6, # <u>8</u> Exhibit A7, # <u>9</u> Exhibit A8)(Rollins, Rachael) (Entered: 04/10/2008)
04/10/2008	<u>36</u>	MOTION to Dismiss <i>Plaintiff's Complaint</i> by Department of the Navy(Commandant of the Marine Corps).(Rollins, Rachael) (Entered: 04/10/2008)
04/10/2008	<u>37</u>	MEMORANDUM in Support re <u>36</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of the Navy(Commandant of the Marine Corps). (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit A1, # <u>3</u> Exhibit A2)(Rollins, Rachael) (Entered: 04/10/2008)
04/10/2008	<u>38</u>	MOTION to Dismiss <i>Plaintiff's Complaint</i> by Department of the Air Force.(Rollins, Rachael) (Entered: 04/10/2008)
04/10/2008	<u>39</u>	MEMORANDUM in Support re <u>38</u> MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of the Air Force. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit A1, # <u>3</u> Exhibit A2, # <u>4</u> Exhibit A3, # <u>5</u> Exhibit A4, # <u>6</u> Exhibit A5, # <u>7</u> Exhibit B, # <u>8</u> Exhibit B1, # <u>9</u> Exhibit B2, # <u>10</u> Exhibit B3, # <u>11</u> Exhibit C)(Rollins, Rachael) (Entered: 04/10/2008)
04/15/2008		Electronic Clerk's Notes for proceedings held before Judge William G. Young: The Court inquires of pro se plaintiff as to whether he intends to get an attorney and informs him of the complexities of representing oneself. The plaintiff wants to proceed representing himself. After hearing the Court rules granting (14) Motion to Dismiss in case 1:07-cv-11551-WGY; granting (30) Motion to Dismiss; granting (32) Motion to Dismiss; granting (34) Motion to Dismiss; granting (36) Motion to Dismiss; granting (38) Motion to Dismiss; granting (21) Motion to Dismiss; granting (23) Motion to Dismiss; granting (25) Motion to Dismiss in case 1:07-cv-11553-WGY; Motion Hearing held on 4/15/2008 re (34 in 1:07-cv-11553-WGY) MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by National Security Agency/Central Security Service, (38 in 1:07-cv-11553-WGY) MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of the Air Force, (21 in 1:07-cv-11553-WGY) MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of Defense, (36 in 1:07-cv-11553-WGY) MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of the Navy, (23 in 1:07-cv-11553-WGY) MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of the Navy, (14 in 1:07-cv-11551-WGY) MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Federal Bureau of Investigation, (32 in 1:07-cv-11553-WGY) MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Department of Defense, (30 in 1:07-cv-11553-WGY) MOTION to Dismiss <i>Plaintiff's Complaint</i> filed by Defense Intelligence Agency in case 1:07-cv-11551-WGY.Plaintiff is informed of the right to appeal. (Court Reporter: Womack.)(Attorneys present: pro se plaintiff,AUSA Rollins) Associated Cases: 1:07-cv-11551-WGY, 1:07-cv-11553-WGY(Smith, Bonnie) (Entered: 04/17/2008)
04/17/2008	<u>40</u>	Judge William G. Young: ORDER entered. ORDER DISMISSING CASEAssociated Cases: 1:07-cv-11553-WGY, 1:07-cv-11551-WGY(Smith, Bonnie) (Entered: 04/17/2008)